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Customer No. 26308

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Horzewski et al.

Attorney Docket No.: 9345.17121-CIP C

Serial No.:

09/938,282

Examiner: R. Smith

Filed:

23 August 2001

Group Art Unit: 3737

For:

Systems and Methods for Applying Ultrasound Energy to Stimulating Circulatory

Activity in a Targeted Body Region of an Individual

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450



PATENT TRADEMARK OFFICE

### AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

#### **STATUS**

2. Applicant is

[x] a small entity

[ ] other than a small entity.

### **CERTIFICATE OF MAILING (37 CFR 1.8(a))**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed as follows: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Date: 19 August 2005

Type or print pame of person mailing paper

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## **EXTENSION OF TERM**

NOTE:	Non-Fina	"Extension of Time in Patent Cases (Supplement Amendments) - If a timely and complete response has been filed after Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment a expiration of the shortened statutory period.				
	a Notice the time!	of Appeal ly-filed resp	e has been filed after a Final Office Action, a or filing and/or entry of an additional amendr onse placed the application in condition for al utory period, the period has ceased to run." N	nent after expiration of the shortened statute lowance. Of course, if a Notice of Appeal has	ory period unless s been filed within	
NOTE:	See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.					
3.	The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 app			R 1.136 apply		
(complete (a) or (b) as applicable)			applicable)			
	(a)	[x]	Applicant petitions for an extensi 1.17(a)(1) - (a)(5)) for the total nu	on of time under 37 CFR 1.136 (fumber of months checked below:		
[ ] [ ] [ x] [ ]	Extens (month one m two month three r four m	hs) onth onths months onths	Fee for other tha <u>Small Entity</u> \$ 120.00 \$ 450.00 \$1020.00 \$1590.00 \$2160.00	Fee for Small Entity \$ 60.00 \$ 225.00 \$ 510.00 \$ 795.00 \$1080.00		
		Fee: \$ <u>795.00</u>				
	If an additional extension of time is required please consider this a petition therefor.					
		(check and complete the next item, if applicable)				
	[]	therefo	ension for months or of \$ is deducted.	months has already been secured and the fee paid is deducted from the total fee due for the total months		
	Extension fee due with this request: \$					
	OR					
	(b)	[ ]	conditional petition is being made	xtension of term is required. He to provide for the possibility that a differ a petition for extension of tire.	applicant has	

### **FEE FOR CLAIMS**

The fee for claims has been calculated as shown below: 4.

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee (Small Entity)	Additional Fee (Large Entity)
Total Claims 37 CFR 1.16(i)*		-20 =	(20)	x \$ 25.00	\$0	\$0
Independent Claims (37 CFR 1.16(h)**		-3 =	(3)	x \$ 100.00	\$0	\$0
First Presentation of Multiple Dependent claim(s) if any (37 CFR 1.16(j))				\$180.00	\$0	\$0
Total Additional Fee					\$0	\$0

If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20". If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

"After final rejection or action (S 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR S 1.116(a) (emphasis added). WARNING:

(complete (c) or (d) as applicable)

e for claims is required.	[x] No addition	(c)
OR		
ee for claims required \$	[ ] Total addit	(d)

## **FEE PAYMENT**

5. [x]	Attached is a check in the	sum of \$ <u>975.00</u> (Extension fee and IDS
[ ]	Charge Account No	the sum of \$

### **FEE DEFICIENCY**

NOTE:

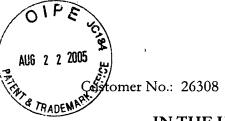
Customer No. 26308

If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. [x] If any overpayment of fees or additional extension and/or fee is required, charge Account No. \_\_\_06-2360.

### AND/OR

[x]	If any overpayment of fees	s or additional fee for claims is required charge Account No		
	06-2360			
		SIGNATURE OF ATTORNEY		
Reg. No.: 55,185		Patrick J. Fleis		
Ū	•	TYPE OR PRINT NAME OF ATTORNEY		
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Title:

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### AMENDMENT A

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

## **INTRODUCTORY COMMENTS**

This Amendment responds to the Office Action mailed 28 March 2005. An automatic four month extension of time, up to and including 28 August 2005, is respectfully requested. The requisite fee accompanies this Amendment. The Examiner's attention is directed to the Information Disclosure Statement which accompanies this amendment.

Please amend the application as follows: